UNITED STATES DEPARTMENT OF COMMERCE MAY 0.8 2006 PATENT AND TRADEMARK OFFICE Attorney Docket No. TION UNDER 37 11150/8 C.F.R. § Examiner Filing Date Application Serial No. August 18, 2000 Eric McCall 09/530,936 Confirmation No. Art Unit Issue Date Patent No. 6338 May 11, 2004 2855 6,732,572 Inventor(s) Title Detlef PICKERT et al. METHOD AND DEVICE FOR MONITORING AND/OR DETERMINING MOTOR OIL QUALITY

Mail Stop Petitions Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first Jass mail

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Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date: 4/28/06

SIR:

Signature:

By petition dated March 14, 2006 ("the First Petition"), patentees petitioned under 37 C.F.R. § 1.183 to correct the indication of the assignee in the above-identified patent to reflect the correct assignee information as follows:

--Volkswagen AG, Wolfsburg (DE) and ESSO Deutschland GmbH, Hamburg (DE)--.

By decision dated March 27, 2006, that petition was denied. Patentees again respectfully petition under 37 C.F.R. § 1.183 to correct the indication of the assignee in the aboveidentified patent to reflect the correct assignee information as follows:

--Volkswagen AG, Wolfsburg (DE) and ESSO Deutschland GmbH, Hamburg (DE)--.

In the alternative, Patentees petition under 37 C.F.R. § 1.183 to change the indication of the assignee in the above-identified patent to reflect the assignee information as follows:

--Volkswagen AG, Wolfsburg (DE) and Mobil Schmierstoff GmbH, Hamburg (DE)--.

As indicated in the First Petition, in an Assignment, which recorded in the records of the United States Patent and Trademark Office on August 21, 2000 at Reel 011148, Frame 0576, the entire right, title and interest in and to the above-identified application was assigned to Volkswagen AG and Mobil Schmierstoff GmbH. A copy of the Notice of Recordation of Assignment Document 67325 evidencing the foregoing is annexed hereto as Exhibit A.

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Due to a clerical error in the recordation cover sheet, the name of the second assignee, Mobil Schmierstoff GmbH, was inadvertently omitted. That Assignment was re-recorded in the records of the United States Patent and Trademark Office on May 6, 2005 at Reel 016055, Frame 0308 to correct the foregoing error to include the names of both assignees, Volkswagen AG and

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Mobil Schmierstoff GmbH. A copy of the Notice of Recordation of Assignment Document evidencing the foregoing is annexed hereto as Exhibit B.

Furthermore, Mobil Schmierstoff GmbH was amalgamated with ESSO Deutschland GmbH effective May 2, 2001 according to the "Hamburg Municipal Court Register" excerpt, which was recorded in the records of the United States Patent and Trademark Office on April 4, 2005 at Reel 016418, Frame 0612. A copy of the Notice of Recordation of Assignment Document evidencing the foregoing is annexed hereto as Exhibit C.

The failure to include the correct assignee names on the PTOL-85B was inadvertent.

Thus, in view of the foregoing, it is respectfully petitioned and requested that the requirements of 37 C.F.R. § 3.81(a) be waived to permit correction of the indication of the assignees to be provided after issuance of the above-referenced patent.

In particular, it is respectfully petitioned and requested that the requirements of 37 C.F.R. § 3.81(a) be waived to permit the indication of the assignees to be changed after issuance of the above-referenced patent to:

--Volkswagen AG, Wolfsburg (DE) and ESSO Deutschland GmbH, Hamburg (DE)--.

In the alternative, if the foregoing is denied, it is respectfully petitioned and requested that the requirements of 37 C.F.R. § 3.81(a) be waived to permit the indication of the assignees to be changed after issuance of the above-referenced patent to:

--Volkswagen AG, Wolfsburg (DE) and Mobil Schmierstoff GmbH, Hamburg (DE)---

Alternative Requests for a Certificate of Correction under 37 C.F.R. 1.323 are enclosed herewith, together with the required fee, in order to have the error in the indication of the assignees corrected on the face of the above-identified patent.

The Director is authorized to charge the \$130.00 petition fee under 37 C.F.R. § 1.17(h), and any other fees that may be required in connection with this petition and the enclosed Request for a Certificate of Correction, to the deposit account of Kenyon & Kenyon LLP, Deposit Account No. 11-0600.

Respectfully submitted.

Dated: APRIL 28,2006

Reg. No. 42,194

KENYON & KENYON LLP

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New York, New York 10004

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**CUSTOMER NO. 26646** 

## UNITED STATES PATENT & TRADEMARK OFFICE Washington, D.C. 20231

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